

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

AJR4016

-----X

In re:

FOOD MANAGEMENT GROUP, LLC,

Chapter 11

Case No.: 04-22880

Debtor.

-----X

MATRIX REALTY GROUP, INC.,

Appellant,

-against-

Civ. Case No.: 08-cv-04514-whp

JANICE B. GRUBIN, in her capacity
as Chapter 11 Trustee for Debtors
FOOD MANAGEMENT GROUP, LLC,
KMA I, Inc., KMA II, Inc., KMA III, Inc.,
and BRONX DONUT BAKERY, INC.,
ROBERT L. RATTET, JONATHAN S.
PASTERNAK; RATTET, PASTERNAK
& GORDON OLIVER, LLP, et al.

Appellees.

-----X

AFFIDAVIT OF SERVICE

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

Joanne Tyburski, , being duly sworn, deposes and says, that deponent is not a party to this action, is over 18 years of age and resides at South Huntington, New York;

On the 5th day of June, 2008, deponent served a **BRIEF FOR THE APPELLANT**, via regular mail to the referenced persons listed below, by depositing a copy of same in a post-paid wrapper, each addressed as shown below, in a specifically designated depository box under the exclusive care and custody of United States Postal Service within the State of New York:

John Collen
Duane Morris & Heckscher LLP
227 W Monroe St Ste 3400

Chicago IL 60606-5098

Gil M. Coogler, Esq.
White Fleischer & Fino, LLP
140 Broadway, 36th Fl.
New York, New York 10005

Warren Von Credo Baker
Drinker Biddle & Reath LLP
191 N. Wacker Drive
Suite 3700
Chicago, IL 60606-1698

Office of the United States Trustee
33 Whitehall Street
New York, New York 10004

s/Joanne Tyburski
Joanne Tyburski

Sworn to before me this
5th day of June, 2008

s/ Avrum J. Rosen
AVRUM J. ROSEN
Notary Public, State of New York
No. 02RO4872542
Qual. in Suffolk County
Comm. Exp. Sept. 8, 2010